

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

I hereby certify that this paper or fee is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 19, 2009.

*Lillian Pillitteri*  
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Serial No.: 10/595,583  
Filed: April 28, 2006  
Art Unit: 2873  
Conf. No.: 3058  
Applicant: Hermann Bieg et al.  
Title: DIAPHRAGM CHANGING DEVICE

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT AFTER FINAL OFFICE ACTION**  
**AND REQUEST FOR REJOINDER**

This response to the Final Office Action mailed August 19, 2009 is being filed within two (2) months of the mailing date.

Entry of this Amendment cancelling claims and presenting rejected claims in better form for consideration on appeal is requested pursuant to 37 C.F.R. §1.116 (b)(1) and (2).

To the extent, if any, that any amendment presented herein is deemed to be one touching the merits of the application, entry of same pursuant to 37 C.F.R. § 1.116(b)(3) is respectfully solicited based on the good and sufficient reasons set forth in the "Remarks" section of this Response as to why such amendments are necessary and were not earlier presented.

The Commissioner is authorized to charge undersigned's Deposit Account No. 50-3744 for any fees which may be due in connection with this Response.

Please amend the application as indicated on the following pages of this filing and enter the Remarks presented herein.

**Request for Rejoinder**

In view of the allowance of claim 26, please rejoin claims 46, 47 and 48 which were previously withdrawn as non-elected.

In view of the allowance of claim 27, please rejoin claims 33, 35, 39, 44 and 45 which were previously withdrawn as non-elected.

In view of the allowance of claim 34, please rejoin claims 37 and 38.